IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRD DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 3369 of 2005

Between:

Smt. A.Yashoda, W/o.Late A.Chandraiah,
R/o.H.No.23-5-290, Inside Laldarwaza,
Shah Ali Banda, Hyderabad.

..... PETITIONER

AND

1 AP Transco. Ltd., rep.by its Assistant Divisional Engineer,

E.R.O. III, Falaknuma, Hyderabad.
2 Digamber Rao Surve, S/o.Manik Rao Surve,
R/o.H.No.23-5-289/2, Inside Laldarwaza,
Shah Ali Banda, Hyderabad.

..... RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate order, direction or writ particularly one in the nature of writ of mandamus declaring the disconnection of electricity supply to the premises bearing No.23-5-290 under meter No.XI-46 as illegal, arbitrary and contrary to principles of natural justice and pass such other order or orders as this Hon'ble court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.K.ANUP KUMAR

Counsel for the Respondent No.1: MR.M.SREERAMULU REDDY

The Court at the stage of admission made the following:

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

W.P.NO.3369 OF 2005

ORAL ORDER:

Heard both sides.

2. On the very face of the record, the present writ petition is vexatious one.

3. The complaint of the petitioner is that the electricity connection of the premises bearing No.23-5-290, inside Laldarwaza, Shah Ali Banda, Hyderabad, in which she has been residing, was disconnected at the instance of the landlord of the said premises. Further, it is the complaint of the petitioner that the officials of the first respondent in collusion with the landlord of the premises—second respondent had resorted to disconnect the electricity supply. There is absolutely no basis for this allegation nor the learned counsel for the petitioner is able to put forth any such material and further more on the simple score the petitioner seeks the following relief:

> **"to issue an appropriate order, direction or writ particularly one in the nature of writ of mandamus declaring the disconnection of electricity supply to the premises bearing No.23-5-290 under Meter No.X1-46 as illegal, arbitrary and contrary to the principles of natural justice."**

4. If really, there is any grievance for the petitioner she should make a representation to the authorities concerned to know on which ground the electricity supply had been disconnected and if the reason for the disconnection of electricity supply is not justifiable, it is always open for the petitioner to act in accordance with law.

5. For the foregoing reasons, the writ petition is disposed of, at the stage of admission, but, however, with liberty to the petitioner to make a representation to the authorities concerned seeking restoration of electricity supply and it is for the authorities concerned to come forward with any reason for such disconnection. However, there shall be no order as to costs.

D.S.R.VARMA, J

03RD MARCH, 2005

ISN/KRK

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Assistant Divisional Engineer,

AP Transco. Ltd., E.R.O. III, Falaknuma, Hyderabad.
2. Two CD copies.

THE HONOURABLE SRI JUSTICE D.S.R.VARMA

W.P.NO.3369 OF 2005

3RD MARCH 2005